

House Amendment to  
Senate File 2265

S-5336

1 Amend Senate File 2265, as amended, passed, and  
2 reprinted by the Senate, as follows:  
3 1. Page 1, line 6, after <decisions> by inserting  
4 <, except that a state agency, local government, or  
5 other public entity applying any of the following  
6 principles shall not implement or undertake a planning,  
7 zoning, development, or resources management decision  
8 that involves the use of eminent domain authority under  
9 chapter 6A or 6B>  
10 2. Page 2, line 17, by striking <environmentally  
11 sensitive land,>  
12 3. Page 3, by striking lines 1 through 11 and  
13 inserting:  
14 <a. (1) "Development" means any of the following:  
15 (a) Construction, reconstruction, renovation,  
16 mining, extraction, dredging, filling, excavation, or  
17 drilling activity or operation.  
18 (b) Man-made changes in the use or appearance of  
19 any structure or in the land itself.  
20 (c) The division or subdivision of land.  
21 (d) Any change in the intensity of use or the use  
22 of land.  
23 (2) "Development" does not include any of the  
24 following:  
25 (a) Activities on or uses of agricultural land,  
26 farm houses, or agricultural buildings or structures,  
27 unless such buildings or structures are located in the  
28 flood plain of a river or stream.  
29 (b) Installation, operation, and maintenance of  
30 soil and water conservation practices.  
31 (c) The choice of crops or a change in the choice  
32 of crops on agricultural land.>  
33 4. By striking page 5, line 34, through page 6,  
34 line 4, and inserting <resources.>  
35 5. Page 6, line 17, after <municipality> by  
36 inserting <or that pose a risk of catastrophic damage>  
37 6. Page 6, line 19, by striking <consistent with>  
38 and inserting <after considering>  
39 7. Page 7, after line 2 by inserting:  
40 <3. A municipality's comprehensive plan developed  
41 using the guidelines under this section shall address  
42 prevention and mitigation of, response to, and recovery  
43 from a catastrophic flood.>  
44 8. Page 12, line 35, by striking <twenty-seven> and  
45 inserting <twenty-nine>  
46 9. Page 13, line 4, by striking <Thirteen> and  
47 inserting <Fourteen>  
48 10. Page 13, after line 32 by inserting:  
49 <(14) The chairperson of the utilities board within  
50 the utilities division of the department of commerce or

1 the chairperson's designee.>  
2 11. Page 13, by striking lines 33 and 34 and  
3 inserting:  
4 <b. Chairperson of the department of community  
5 and regional planning at Iowa state university or the  
6 chairperson's designee.>  
7 12. Page 14, after line 13 by inserting:  
8 <Oj. President of the executive committee of the  
9 school administrators of Iowa or the president's  
10 designee.>  
11 13. Page 14, line 16, by striking <latest  
12 preceding> and inserting <2000>  
13 14. Page 14, line 19, by striking <latest  
14 preceding> and inserting <2000>  
15 15. Page 14, line 23, by striking <latest  
16 preceding> and inserting <2000>  
17 16. Page 14, line 26, by striking <latest  
18 preceding> and inserting <2000>  
19 17. Page 14, line 29, by striking <latest  
20 preceding> and inserting <2000>  
21 18. Page 14, line 33, by striking <latest  
22 preceding> and inserting <2000>  
23 19. Page 15, line 13, after <governor.> by  
24 inserting <For the members of the task force designated  
25 in subsection 2, paragraphs "j" through "o", at least  
26 one member shall have experience in real estate,  
27 at least one member shall have experience in land  
28 development, and at least one member shall have  
29 experience in residential construction.>  
30 20. Page 15, by striking line 32 and inserting:  
31 <8. The director of the department of management,  
32 or the director's designee,>  
33 21. Page 16, after line 1 by inserting:  
34 <8A. The director of the department of management,  
35 or the director's designee, shall seek funding to  
36 support municipal comprehensive planning in this  
37 state.>  
38 22. Page 16, line 3, by striking <rebuild Iowa  
39 office> and inserting <department of management>  
40 23. Page 16, line 22, after <conduct> by inserting  
41 <local and regional>  
42 24. Page 16, by striking lines 29 and 30 and  
43 inserting:  
44 <g. Review municipal comprehensive plans to  
45 determine the number of such plans that address the  
46 hazards identified in section 18B.2, subsection 2,  
47 paragraph "k", and the adequacy of such plans in  
48 addressing those hazards.  
49 h. Develop a set of recommendations that is  
50 consistent with>

1       25. Page 17, before line 17 by inserting:  
2       <i. (1) Develop a model ordinance for the  
3 regulation of a two-tenths percent floodplain  
4 by political subdivisions. The model ordinance  
5 shall include a definition of the term "two-tenths  
6 percent floodplain" as applicable to the ordinance's  
7 provisions.  
8       (2) The taskforce may consider all of the following  
9 in the model ordinance:  
10      (a) Requirements for the purchase of flood  
11 insurance for property.  
12      (b) Requirements for new development or  
13 modification or improvement of existing development to  
14 mitigate the effects of future flooding.  
15      (c) The effect of flood control levees.  
16      (d) The use of fill and offsets required for the  
17 use of fill.  
18      (e) Categories of development that should be  
19 prohibited.  
20      (f) Interaction with regulations by the federal  
21 emergency management agency.  
22      (g) Any other issues that the taskforce finds  
23 should be addressed in the model ordinance.>  
24       26. Page 17, after line 20 by inserting:  
25       <12. The task force is dissolved on December 31,  
26 2012.>  
27       27. By renumbering, redesignating, and correcting  
28 internal references as necessary.